

The Little Traverse Bay Bands of Odawa Indians Tribal Council  
Tribal Court Room 1150 Bayview, Petoskey, MI 49770  
May 5, 2002  
9:15 am, Smudging  
9:30 a.m.

Executive Session: yes

Call to order: Meeting was called to order at 9:40 am

Council present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony,  
Secretary Fred Harrington Jr., Treasurer Alice Yellowbank, Councilor Janet Shomin,  
Councilor Rita Shananaquet, Councilor Beatrice A. Law

Council absent: none

Staff present: See attached list

Guests: See attached list

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Motion made by Vice-Chairman George Anthony and supported by Councilor Janet Shomin, to adopt the agenda for May 5, 2002, as amended.

Vote: 6 Yes, 1 No (Councilor Janet Shomin), 0 Abstained, 0 Absent

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Vice-Chairman George Anthony, to approve the minutes of April 21, 2002 as corrected.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Beatrice A. Law, to enter into the record the phone poll dated April 23, 2002, "To Approve a \$500.00 contribution to Congressman David Camp's fundraiser in Washington D.C. on 4/24/02 for "Camp for Congress" fund." the phone poll passed.

Vote: 7 Yes, No, 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Beatrice A. Law and supported by Treasurer Alice Yellowbank, to enter into the record the phone poll dated April 23, 2002, "To proceed on a 2 year plan commencing on Tribal Council approved date, with options to pay the Trap Net consultants. See attached (9 pages), please respond by 5:00 pm today." the phone poll passed.

Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Councilor Janet Shomin), 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to accept the Tribal Administrator's verbal and written report for May 5, 2002.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

11:20 am, Recess called

11:40 am, Reconvened

Motion made by Councilor Rita Shananaquet and supported by Councilor Beatrice A. Law, to solicit bids for a wage grid study for the Gaming Regulatory Dept and Victories Casino.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

11:54 am, Public Comment, Judy Pierzynowski, Rosemary Knapp, Henry Sineway, Gary Shomin

12:05 pm, Public Comment closed

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to accept the Tribal Chairman's verbal and written report for May 5, 2002.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

12:43 pm, recessed until 2:15 pm.

2:20 pm, reconvened

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet, to direct the Tribal Chairman to forward to the Tribal Council the procedures and documents authorizing Tribal Council Land Contracts.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Rita Shananaquet, to direct the Tribal Council Executive Assistant to research costs related to transcribing Tribal Council meeting tapes.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Janet Shomin and supported by Secretary Fred Harrington Jr., to direct the Tribal Chairman to request all Little Traverse Bay Bands of Odawa Indians legal files from Mariana Shulstad and Leonard Street and Dienard effective July 1, 2002.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Rita Shananaquet and supported by Councilor Janet Shomin, to pay stipends to all LTBB Commissioners and Committee Members who were in attendance at the May 4, 2002 LTBB annual meeting (if not compensated as an employee, only one stipend per Member).

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Janet Shomin and supported by Vice-Chairman George Anthony, to accept the Gaming Regulatory Commission's written report for April, 2002.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to approve the recommended vendors, Netcom Group for the telecommunications contract negotiations and Integrated Systems Consultants for the computing infrastructure contract negotiations.

Vote: 6 Yes, 1 No (Councilor Rita Shananaquet), 0 Abstained, 0 Absent

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Beatrice A. Law, to adopt resolution # 05050201, Renewable Energy Feasibility, and to authorize the grant application to the U.S. Department of Energy and to authorize the Chairman to sign the grant application and receipt documents.

Roll Call Vote: Chairman Gerald V. Chingwa- yes Vice-Chairman George Anthony- yes Treasurer Alice Yellowbank- yes Secretary Fred Harrington Jr.- yes Councilor Janet Shomin- yes Councilor Rita Shananaquet- no Councilor Beatrice A. Law- yes

Vote: 6 Yes, 1 No (Councilor Rita Shananaquet), 0 Abstained, 0 Absent,

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A. Law, to establish a Legal Department.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A. Law, to postpone the Legal department budget until we have modified the Enterprise fund budget.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet, in support of the Gaming Regulatory Commission resolution # 02 12 dated March 21, 2002, and to provide back pay at a rate of \$70,000 per year, to the Interim Director of Compliance effective March 21, 2002.

Vote: 6 Yes, 1 No (Chairman Gerald V. Chingwa), 0 Abstained, 0 Absent

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Beatrice A. Law, to approve List A – Eligible for Membership dated April 23, 2002.

Vote: 4 Yes, 2 No (Councilor Rita Shananaquet, Chairman Gerald V. Chingwa), 0 Abstained, 1 Absent (Councilor Janet Shomin)

Motion carried

Motion made by Vice-Chairman George Anthony and supported by Councilor Beatrice A. Law, to approve List B – Declination (Ineligible) dated April 23, 2002.

Vote: 4 Yes, 2 No (Councilor Rita Shananaquet, Chairman Gerald V. Chingwa), 0 Abstained, 1 Absent (Councilor Janet Shomin)

Motion carried

4:33 pm, Public comment opened, Edith Teuthorn.

4:34 pm, Public comment closed.

4:35 pm, Recessed

4:43 pm, Reconvened

Motion made by Councilor Beatrice A. Law and supported by Vice-Chairman George Anthony, to approve the contract for architectural services with DEM Architects and Associates for design and construction administration services for the Natural Resources Department building project, in the amount of \$31,000.00 to be paid in a lump sum.

Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Councilor Janet Shomin), 0 Abstained, 0 Absent

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Beatrice A. Law, to approve the Ranguette Custom Carpentry Company to re-roof the LTBB buildings on St Martin's Island, for the amount of \$19,182.15, to be taken from the Consent Decree Fund.

Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Councilor Janet Shomin), 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A. Law, to approve Tribal Council travel, lodging and per diem for attendance at the NCAI Mid-Year Session, June 16-19, 2002.

Vote: 6 Yes, 0 No, 0 Abstained, 1 Absent (Councilor Rita Shananaquet)

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A. Law, to approve the Enterprise Fund budget modification for fiscal year 2002.

Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Councilor Janet Shomin), 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A. Law, to approve the Revenue Allocation Plan of 40% for Tribal Governmental Operations or Programs, 13% for Tribal Economic Development, 45% for General

Welfare of the Tribe and its Members (5% reserved for a distribution plan), 2% for Donations to Charitable Organizations.

Vote: 6 Yes, 1 No (Councilor Janet Shomin), 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairman George Anthony, to implement the distribution plan prior to December 1, 2002.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

6:23 pm, Recessed

6:30 pm, Reconvened

6:31 pm, Motion made by Vice-Chairman George Anthony and supported by Councilor Rita Shananaquet, to go into executive session for personnel and land issues.

Vote: 4 Yes, 1 No (Secretary Fred Harrington Jr.), 0 Abstained, 2 Absent  
(Councilor Janet Shomin, Councilor Beatrice A. Law)

Motion carried

7:11 pm, Motion made by Councilor Janet Shomin and supported by Vice-Chairman George Anthony, to return to open session.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

7:12 pm, Motion made by Vice-Chairman George Anthony and supported by Councilor Beatrice A. Law, to adjourn.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

These minutes have been read and approved as written:

Recorded by:

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Fred Harrington Jr., Tribal Secretary

May 19, 2002

Date